

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

MICHAEL MCKENZIE, individually and
doing business as AMERICAN IMAGE ART,
an unincorporated dba,

Plaintiff,

V.

JAMES W. BRANNAN, as personal
representative of THE ESTATE OF ROBERT
INDIANA, and AARON M. FREY, only in his
official capacity as Attorney General of the
State of Maine

Defendants.

Civil Action No.: 2:20-cv-00262-NT

**DEFENDANT ATTORNEY GENERAL’S RESPONSE TO DEFENDANT BRANNAN’S
MOTION *IN LIMINE* TO EXCLUDE EVIDENCE ABOUT MORGAN ART
FOUNDATION**

Defendant Aaron M. Frey in his capacity as Attorney General of the State of Maine (“Attorney General”) responds as follows to Defendant Brannan’s Motion *in Limine* to Exclude Evidence about Morgan Art Foundation (Doc. 118). The Attorney General supports the Motion and agrees that evidence about Morgan Art Foundation has no relevance to the issues in this case (the enforceability of a term sheet between the Estate of Robert Indiana and the Plaintiff) and should be excluded.

AARON M. FREY
ATTORNEY GENERAL OF THE
STATE OF MAINE

DATED: July 14, 2022

/s/ Christina M. Moylan

Christina M. Moylan
Assistant Attorney General

Office of the Attorney General
6 State House Station
Augusta, ME 04333-0006
Tel. (207) 626-8800
christina.moylan@maine.gov

Counsel for Attorney General Aaron M. Frey

CERTIFICATE OF SERVICE

I hereby certify that on July 14, 2022, I electronically filed Defendant Attorney General's Response to Defendant Brannan's Motion *in Limine* to Exclude Evidence about Morgan Art Foundation using the CM/ECF system, which will send notification of such filing(s) to all counsel of record.

/s/ Christina M. Moylan

Christina M. Moylan